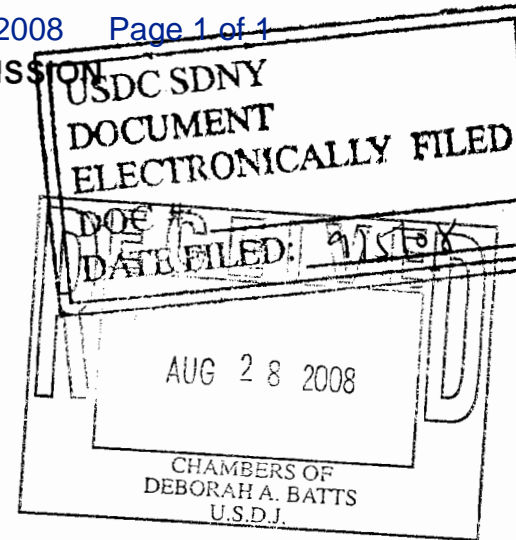




Division of
Enforcement

U.S. COMMODITY FUTURES TRADING COMMISSION

140 Broadway
New York, New York 10005
Telephone: (646) 746-9733
Facsimile: (646) 746-9940



August 13, 2008

By Hand Delivery and First Class Mail

The Honorable Deborah A. Batts
United States District Court
Southern District of New York
500 Pearl Street
New York, NY 10007

Re: *CFTC v. Elizabeth Baldwin*, Docket No. 07 CV 10270 (DAB)

Your Honor:

I am a Senior Trial Attorney for the U.S. Commodity Futures Trading Commission (the "Commission"), Plaintiff in the above captioned matter, and I submit this letter pursuant to this Court's request via voicemail to respond to Ms. Baldwin's letter to the Court dated August 6, 2008.

The Commission filed the instant Complaint on November 13, 2007. Ms. Baldwin had previously sought five extensions of time for her to file an Answer to the Complaint so that a possible settlement of the instant litigation could be negotiated. The Commission did not oppose those requests. As a result of this Court's most recent "Order Granting Defendant Baldwin Additional Time to File an Answer" dated July 9, 2008, Ms. Baldwin was required to file an Answer to the Complaint on or before August 7, 2008.

Ms. Baldwin submitted a letter to the Court dated August 6, 2008 stating, in substance, that she will not consent to a settlement of the instant litigation at this time. Because Ms. Baldwin's letter does not request additional time to file an Answer nor does that letter constitute an Answer to the Complaint, the Commission respectfully requests this Court's permission, pursuant to Your Honor's Individual Practice Rule I.B.1, to seek a default judgment.

*Permission to move for Default
Judgment GRANTED.*

Respectfully,

Elizabeth Brennan
Senior Trial Attorney
(646) 746-9747
ebrennan@cftc.gov

SO ORDERED

Deborah A. Batts
cc: Ms. Elizabeth Baldwin via electronic mail and overnight courier
DEBORAH A. BATTS 8/14/08
UNITED STATES DISTRICT JUDGE